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Attorney Docket No. P58317US2



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: APPINO et al.

Application No.: 08/865,044

Art Unit: 1616

Filed: May 29, 1997

Examiner: M. LAMM

For: DEVICE FOR DISPENSING A THERAPEUTIC OR COSMETIC SUBSTANCE, THE INERT VEHICLE OF WHICH IS A VOLATILE POLYDIORGANOSILOXANE, AND COMPOSITION INTENDED TO BE USED IN THE DEVICE

**REQUEST FOR ACKNOWLEDGMENT OF
PRIORITY CLAIM AND RECEIPT OF
PRIORITY DOCUMENT UNDER 35 USC 119**

Mail Stop Issue Fee

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Neither the priority claim under 35 USC 119 (in the inventorship declaration) nor receipt of the certified copy of the §119 priority document has been acknowledged in the subject file wrapper continuation application (FWC) (i.e., filed under former Rule 62). The certified copy of the §119 priority document was received by the PTO as evidenced by U.S. Pat. No. 5,582,815 (cover page attached hereto), based on parent application no. 08/291,834.

It is requested that the examiner indicate on the record the §119 priority claim and that the priority document was received by the PTO and notify the undersigned attorneys of record, accordingly.

Favorable action is requested.

Respectfully submitted,

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By

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WEP/bap

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JH Ref P58317L052 Today's Date Jan. 6, 2004

Serial/Patent No. 08/865,044

Applicant, Patentee, Assignee APPIND et al.

Filing Date/Patent Date May 29, 1997

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

pp. Specification & Claims Response to Office Action
 Combined Declaration, Power of Attorney Disclosure Statement-IDS
 Preliminary Amendment Copies of References
 Rule 53 (b) Application Request for Refund
 Rule 53 (d)/RCE Application Request for Corrected Filing Receipt
 Claim to Priority and Certified Copy Petition for XOT
 Substitute Subsequent Declaration Notice of Appeal/Brief
 Maintenance Fee Sequence Listing
 Drawings Sheets Formal Informal Issue Fee Transmittal
 Assignment/Change of Name Other Request for Acknow.
 Small Entity Declaration Priority Claim + Recent
 Check for \$ _____

JH 11/01 DUE DATE N/A
Person filing WRP/bap

OIPE JC34
JAN 06 2004
PATENT & TRADEMARK OFFICE

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*& Priority Document Under
35 USC 119*